

 ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

DOMINION CITRUS, LTD.
Ontario Food Terminal
165 The Queensway Room 304
Etobicoke Ontario M8Y 1H8
and

FRESH FRUIT S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco
and

AGRI SOUSS
P/C Fresh Fruit S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco
and

EL BOURA
P/C Fresh Fruit S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco
and

GPA
P/C Fresh Fruit S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco
and

LIMONA SOUSS
P/C Fresh Fruit S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco
and

PRIAGRUS
P/C Fresh Fruit S.A.
Parcelle No 4 1 er Etage
Nouveau Port Anza
Agadir, Morocco

: CIVIL ACTION

07 - 50 -

FILED
CLERK U.S. DISTRICT COURT
DISTRICT OF DELAWARE
2007 JAN 26 PM 1:31

NO. 07-cv- 50

ORDER FOR APPOINTMENT OF SUBSTITUTE CUSTODIAN

The Court having ordered that a Warrant of Arrest and/or Writ of Attachment be issued against the defendant vessel; and

The Motion of Plaintiffs for Appointment of Substitute Custodian having come before the Court, Plaintiffs having represented that it is most suitable for Alpha Centurion Security, Inc. to

be appointed as substitute custodian, and Plaintiffs having agreed to release the United States and the Marshal from any and all liability and responsibility arising out of the care and custody of the defendant vessel (hereinafter "vessel") from the time the Marshal transfers custody of said vessel over to the substitute custodian, and Plaintiffs having further agreed to hold harmless and indemnify the United States and the Marshal from any and all claims whatsoever arising out of the substitute custodian's possession and safekeeping of the vessel, it is by the United States District Court for this District hereby:

ORDERED, that the United States Marshal for this District be authorized and directed to surrender the possession and custody of the vessel to Alpha Centurion Security, Inc. as substitute custodian, and it is further

ORDERED, that upon such surrender the Marshal shall be discharged from his duties and responsibilities for safekeeping of the vessel and held harmless from any and all claims arising whatever out of said substituted possession and safekeeping of the vessel, and it is further

ORDERED, that said vessel shall remain in the custody of the substitute custodian pending further order of this Court, and it is further

ORDERED, that so long as the vessel is under arrest and may not move or leave the waters of this District without the prior approval of this Court, unless an emergency arises, but may move to an appropriate anchorage or other location within this District with the permission of Plaintiffs' counsel, and it is further

ORDERED that the United States Marshal shall serve a copy of this Order, the said Warrant of Arrest and Writ of Attachment and a copy of the Summons and Complaint upon the

Master, or other ranking officer or caretaker of the vessel, and shall make due and prompt return.

United States District Judge

Dated: January 26, 2007